

PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)
Do NOT use for expedited rule making

Office of the Insurance Commissioner Subject of possible rule making: Excess flood or business interruption insurance Market Assistance Plan Insurance Commissioner Matter No. R 2010-03 Statutes authorizing the agency to adopt rules on this subject: RCW 48.02.60 and Sections 14 and 15 Chapter 230. Laws of 2010. Reasons why rules on this subject may be needed and what they might accomplish: Chapter 230, Laws of 2010 provides that the Commissioner must by rule establish a Market Assistance Plan to assist persons located in the geographical area protected by any dam that are unable to purchase excess flood or business interruption insurance in an adequate amount from either the admitted or nonadmitted market. The Commissioner proposes developing rules to establish this Market Assistance Plan so that excess flood insurance and business interruption insurance is available for sale and issue. Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None Process for developing new rule (check all that apply): Negotiated rule making Pilot rule making Agency study X Other (describe) Submit written comments by: May 20, 2010 to: Chris Carlson PO Box 40258 Olympia, WA 98504-0258 Email: ChrisCA@oic.wa.gov Fax: 360-586-3109 How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication: (List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Chris Carlson PO Box 40258 Olympia, WA 98504-0258 Email: ChrisCA@oic.wa.gov Fax: 360-586-3109 DATE CODE REVISER USE ONLY April 5, 2010 OFFICE OF THE CODE REVISER STATE OF WASHINGTON NAME (TYPE OR PRINT) FII FD Mike Kreidler DATE: April 05, 2010 SIGNATURE TIME: 4:24 PM WSR 10-08-052 Insurance Commissioner